

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6593

BILL NUMBER: SB 440

NOTE PREPARED: Dec 13, 2006

BILL AMENDED:

SUBJECT: Voting Rights of a Person Convicted of a Felony.

FIRST AUTHOR: Sen. Delph

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: The bill provides that a person who is convicted of a felony after June 30, 2007, is not eligible to vote or register to vote until the person is no longer incarcerated, on parole, or under court supervision. The bill requires the county department, office, or agency supervising or responsible for the placement of a person convicted of a felony to notify the county voter registration office of the conviction and placement of the person.

Effective Date: July 1, 2007.

Explanation of State Expenditures: *Summary:* The Election Division may require additional administrative time to oversee the Statewide Voter Registration List (SVRL). The Division's existing level of resources would be sufficient to carry out this provision.

Background- Under current law, the Election Division is required to coordinate the SVRL with the Department of Correction for the removal of disfranchised voters from the SVRL by county voter registration offices. The Indiana Election Commission, under which the Election Division operates, reverted \$55,072 to the General Fund at the end of FY 2006. The Division had 11 full-time employees and 3 vacancies as of October 3, 2006.

Explanation of State Revenues:

Explanation of Local Expenditures: *Summary:* County officials could require additional administrative time to compile a quarterly list by type of incarceration. Sheriffs already compile quarterly lists of convicted persons, but are not required to submit their incarceration type.

Background- Under current law, the SVRL must be formatted so that only the county voter registration office may change data in the file concerning the voters registered in the county. Additionally, the circuit court clerk transmits notifications from the computerized list to the Election Division.

Conviction Data: The following table illustrates the number of convicted persons entering into either a Department of Correction facility or into another form of sentence. The most recent available year of data is in parentheses.

Sentence	Number Entering
DOC Imprisonment (FY 2005)	16,689
Parole (FY 2005)	5,273
Felony Probation (Post Sentence) (CY 2004)	15,130
Felony Supervision in lieu of prosecution (CY 2004)	173
Felony Other (Including Home Detention) (CY 2004)	882
Felony Shock Probation (CY 2004)	196

Explanation of Local Revenues:

State Agencies Affected: Office of the Secretary of State, Indiana Election Division.

Local Agencies Affected: Counties.

Information Sources: Department of Correction: *2004 and 2005 Offender Population Statistical Reports*, *2004 Indiana Judicial Service Probation Report*.

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